

**United States Department of Agriculture**  
**FOOD AND DRUG ADMINISTRATION**  
**NOTICES OF JUDGMENT UNDER THE FOOD AND DRUGS ACT**

[Given pursuant to section 4 of the Food and Drugs Act]

**30251-30375**

[Approved by the Acting Secretary of Agriculture, Washington, D. C., April 27, 1939]

**30251. Adulteration of frozen lobster tails. U. S. v. 141 Boxes of Lobster Tails. Default decree of condemnation and destruction. (F. & D. No. 44716. Sample Nos. 8148-D, 44120-D.)**

This product, at the time of examination, was found to be in part decomposed.

On January 25, 1939, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 141 boxes of lobster tails at New York, N. Y.; alleging that the article had been shipped on or about March 23, 1938, by Hout Bay Canning Co., Ltd., from Capetown, South Africa; and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Selected Frozen Cap Spiny Lobster Tails \* \* \* Rising Sun Brand."

It was alleged to be adulterated in that it consisted in whole or in part of a decomposed animal substance.

On February 20, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

**30252. Adulteration of frozen fish. U. S. v. 510 Boxes of Red Perch Fillets (and 1 other seizure action against a similar product). Default decrees of condemnation and destruction. (F. & D. Nos. 44721, 44776. Sample Nos. 31886-D, 31888-D, 42946-D, 42947-D.)**

This product had been shipped in interstate commerce and remained unsold and in the original packages. At the time of examination, samples were found to contain parasitic worms; others showed decomposition.

On January 24 and February 3, 1939, the United States attorney for the Western District of Pennsylvania, acting upon reports by the Secretary of Agriculture, filed in the district court libels praying seizure and condemnation of 728 boxes of frozen fish at Pittsburgh, Pa.; alleging that the article had been shipped within the period from on or about December 28, 1938, to on or about January 19, 1939, by Great Atlantic & Pacific Tea Co. from Boston, Mass.; and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Red Perch Fillets" or "Pole Star Fillets."

It was alleged to be adulterated in that one shipment consisted wholly or in part of a filthy animal substance and the other consisted wholly or in part of a filthy, decomposed, and putrid animal substance.

On February 28 and March 25, 1939, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

**30253. Adulteration of flour. U. S. v. 51 Bags of Flour. Default decree of condemnation and destruction. (F. & D. No. 44109. Sample No. 38165-D.)**

This product, which had been shipped in interstate commerce and remained unsold and in the original packages, at the time of examination was found to be insect-infested.